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**Electronically Filed: June 11, 2014**

Attorneys for James L. Kennedy,  
 Chapter 7 Trustee

UNITED STATES BANKRUPTCY COURT  
 SOUTHERN DISTRICT OF CALIFORNIA

In re	)	CASE NO. 14-02607-CL7
	)	
BURLINGAME CAPITAL PARTNERS II,	)	Chapter 7
L.P., a Delaware Limited Partnership,	)	
	)	<b>NOTICE OF AMENDMENT TO</b>
Debtor.	)	<b>TRUSTEE'S NOTICE OF INTENDED</b>
	)	<b>ACTION TO DISMISS CROSS</b>
	)	<b>COMPLAINT AGAINST ALLEN</b>
	)	<b>MATKINS, ET AL. AND APPEAL OF</b>
	)	<b>DISCOVERY SANCTION ORDER</b>
	)	
	)	Dept.: 5
	)	Hon. Christopher B. Latham

On May 29, 2014, as docket no. 18, the Trustee filed a Notice of Intended Action to dismiss a cross-complaint against Allen Matkins, et al., in the action pending in Superior Court of California, County of San Francisco as case no. CGC-10-505145 and appeal of discovery sanction order.

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1 The Notice of Intended Action only identified that the entire cross-complaint would be  
2 dismissed and by this amendment, the Trustee is advising creditors and parties-in-interest that he  
3 intends to dismiss the entire cross-complaint with prejudice.

4  
5 Dated: June 11, 2014

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6  
7 By: /s/Gary B. Rudolph  
8 James P. Hill  
9 Gary B. Rudolph  
10 Attorneys for James L. Kennedy  
Trustee of the Bankruptcy Estate of  
BURLINGAME CAPITAL PARTNERS II, LP,  
Defendant and Cross-Complainant